

EXHIBIT 61

REDACTED

HIGHLY CONFIDENTIAL
ATTORNEYS' EYES ONLY

Page 1

1 UNITED STATES DISTRICT COURT
2 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

3
4) Case No.
IN RE VALVE ANTITRUST LITIGATION) 2:21-cv-00563-JCC
5)
6

7 VIDEO-RECORDED DEPOSITION UPON ORAL
8 EXAMINATION OF
9 CONNOR MALONE

10 **HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY**
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13
14 9:07 A.M.
15 NOVEMBER 8, 2023
16 701 FIFTH AVENUE, SUITE 5100
17 SEATTLE, WASHINGTON
18
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23

24 REPORTED BY: CARLA R. WALLAT, CRR, RPR

25 WA CCR 2578, OR CSR 16-0443, CA CSR 14423

1 Nintendo Switch first, right?

2 A. Yes.

3 Q. Would you agree that Steam has been successful
4 over the past couple decades?

5 A. Successful in which way?

6 Q. In selling and distributing PC games?

7 A. Yes, I would.

8 Q. Is Steam profitable?

9 MR. SKOK: Object to the form.

10 A. I do not know.

11 Q. (BY MR. LeRAY) Do you know what Valve's costs
12 are in providing the Steam service?

13 A. I do not.

14 Q. Okay. Now, you testified that one of your
15 primary partners is Ubisoft, right?

16 A. I did.

17 Q. Ubisoft is a prominent game publisher, would
18 you agree?

19 A. I would.

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 Q. Okay. Do you know a Whitman Shenk of Ubisoft?

A. I do.

_____, _____

☐ _____

██████████

114

[REDACTED]

[illegible]

[REDACTED]

[REDACTED]

10 Q. (BY MR. LeRAY) Okay. And at one point
11 Ubisoft removed its new games from -- at one point
12 Ubisoft chose to not publish its new games on Steam,
13 right?

14 A. Correct.

15 Q. But Ubisoft has since reversed course and is
16 now publishing its games on Steam again; is that right?

17 A. Ubisoft has started bringing some of the games
18 that it took off of Steam in late 2018, 2019 and
19 started bringing some of those titles back, yeah.

20 Q. Okay. And is Ubisoft releasing its new games
21 on Steam?

22 A. That is a conversation we are still having
23 with them.

24 Q. The alternative to releasing games on Steam
25 would be releasing it on Uplay, or is that what they

1	call it?
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3	Go ahead.
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24 A. I believe so, yes.

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10/10/2016

[REDACTED]



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1 Q. Okay. So for Rainbow Six, for example, would
2 that mean that there's periodic updates to the game
3 that people buy and add on to their game?

4 A. Yes. Ubisoft does a variety of updates
5 throughout the year to provide new content in Rainbow 6
6 Siege.

7 Q. And would another example of that be like
8 Civilization where you can buy more leaders to add on?

9 A. I'm not as familiar with Civilization, but the
10 concept of buying additional content throughout a
11 game's life cycle is very similar, yes.

12 Q. Got it.

[REDACTED]

[illegible]

[illegible]

[illegible]

